

House Study Bill 610 - Introduced

HOUSE FILE _____

BY (PROPOSED COMMITTEE ON
NATURAL RESOURCES BILL BY
CHAIRPERSON BACON)

A BILL FOR

1 An Act relating to nonresident landowner deer hunting licenses,
2 and making penalties applicable.

3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 483A.8, subsection 5, Code 2022, is
2 amended to read as follows:

3 5. A nonresident owning land in this state may apply for
4 a nonresident antlered or any sex deer hunting license, and
5 the provisions of subsection 3 shall apply. However, if a
6 nonresident owning land in this state is unsuccessful in
7 obtaining one of the nonresident antlered or any sex deer
8 hunting licenses, the landowner shall be given preference
9 for one of the antlerless deer only nonresident deer hunting
10 licenses available pursuant to subsection 3. A nonresident
11 owning land in this state shall pay the fee for a nonresident
12 antlerless only deer hunting license and the license shall be
13 valid to hunt on the nonresident's land only. If one or more
14 parcels of land have multiple nonresident owners, only one of
15 the nonresident owners is eligible for a nonresident antlerless
16 only deer hunting license. If a nonresident jointly owns land
17 in this state with a resident, the nonresident shall not be
18 given preference for a nonresident antlerless only deer hunting
19 license. The department may require proof of land ownership
20 from a nonresident landowner applying for a nonresident
21 antlerless only deer hunting license. A nonresident landowner
22 obtaining a license under this subsection shall not obtain a
23 license under subsection 5A.

24 Sec. 2. Section 483A.8, Code 2022, is amended by adding the
25 following new subsection:

26 NEW SUBSECTION. 5A. a. For purposes of this subsection,
27 "family member" means a spouse, child, stepchild, brother,
28 brother-in-law, stepbrother, sister, sister-in-law, stepsister,
29 parent, parent-in-law, stepparent, grandparent, aunt, uncle,
30 or cousin.

31 b. Upon written application on forms furnished by the
32 department and payment at standard nonresident rates, the
33 department shall issue annually two deer hunting licenses, one
34 antlered or any sex deer hunting license and one antlerless
35 deer only deer hunting license, to a nonresident landowner who

1 meets the following requirements:

2 (1) The nonresident landowner owns a tract of land in this
3 state of at least eighty acres and either of the following
4 applies:

5 (a) The nonresident landowner has owned the tract of land
6 for at least ten consecutive years immediately prior to the
7 time of application.

8 (b) The nonresident landowner inherited a family farm that
9 had been owned by a family member of the nonresident landowner
10 immediately prior to the time of inheritance, the nonresident
11 landowner has owned the family farm consecutively since
12 inheriting the family farm, and the ownership of the family
13 farm by the family member and the nonresident landowner is at
14 least ten consecutive years immediately prior to the time of
15 application.

16 (2) The nonresident landowner shall not offer the tract
17 of land in subparagraph (1) for use as a hunting outfitter
18 concession.

19 (3) The nonresident landowner shall allow free annual
20 hunting access to at least two resident hunters for the first
21 one hundred sixty acres that the nonresident landowner owns
22 in this state. The nonresident landowner shall allow free
23 annual hunting access to at least one additional resident
24 hunter for each additional one hundred sixty acres, or fraction
25 thereof, that the nonresident landowner owns in this state.
26 This requirement applies to all land that the nonresident
27 landowner owns in this state regardless of whether the land is
28 contiguous or the nonresident landowner has owned the land for
29 at least ten consecutive years immediately prior to the time
30 of application.

31 (4) Of any of the land that the nonresident landowner owns
32 in this state, the nonresident landowner shall make sufficient
33 land available, as determined by the department, for at least
34 one of the following purposes:

35 (a) Renting the tillable land, pasture land, and hay land

1 to a resident farmer who is not more than forty-five years of
2 age at the time of the initial rental agreement at a rate not to
3 exceed ninety percent of standard rental rates.

4 (b) Installing and maintaining a wetland area, pollination
5 habitat, soil stabilization, water quality improvement, or
6 similar environmental conservation improvement.

7 (c) Working with the department on proper whitetail deer
8 population management. Such work shall include reporting
9 harvest rates on the nonresident landowner's land and
10 monitoring for diseases including chronic wasting disease.

11 c. For purposes of this subsection, a nonresident landowner
12 may own land either individually, in common with others, or as
13 part of a legal entity.

14 d. The licenses issued under paragraph "b" shall be used
15 only on the nonresident landowner's land but are not limited to
16 the land in paragraph "b", subparagraph (1).

17 e. The licenses issued under paragraph "b" may be issued for
18 a deer hunting season of the nonresident landowner's choice.

19 f. Receiving a license under this subsection does not affect
20 the nonresident landowner's preference points accumulated under
21 subsection 3, paragraph "e".

22 g. The licenses issued under paragraph "a" shall not count
23 against the quota set forth in subsection 3, paragraph "c".

24 h. A nonresident landowner meeting the requirements of
25 paragraph "b" may purchase additional antlerless deer only deer
26 hunting licenses from the allocation of resident antlerless
27 deer only deer hunting licenses for the county in which the
28 nonresident landowner's land is located and at the standard
29 resident rate. A license purchased under this paragraph shall
30 be used only on the nonresident landowner's land located in the
31 county.

32 i. A nonresident landowner obtaining a license under this
33 subsection shall not obtain a license under subsection 5.

34

EXPLANATION

35 The inclusion of this explanation does not constitute agreement with

1 the explanation's substance by the members of the general assembly.

2 This bill relates to nonresident landowner deer hunting
3 licenses.

4 Under Code section 483A.8(3)(c), the natural resource
5 commission issues no more than 6,000 antlered or any sex deer
6 hunting licenses to nonresidents each year. A nonresident
7 owning land in the state may apply for a nonresident antlered
8 or any sex deer hunting license pursuant to Code section
9 483A.8(5). If the nonresident landowner is unsuccessful in
10 obtaining a license, the nonresident landowner will receive
11 preference for one nonresident antlerless deer only deer
12 hunting license.

13 The bill provides an alternative method for some nonresident
14 landowners to receive deer hunting licenses in a new subsection
15 5A to Code section 483A.8. If a nonresident landowner owns
16 a contiguous tract of land that is at least 80 acres, the
17 nonresident landowner may be eligible to purchase a nonresident
18 antlered or any sex deer hunting license and a nonresident
19 antlerless deer only deer hunting license upon meeting
20 requirements related to duration of ownership, availability for
21 resident hunting, and availability for agricultural or natural
22 resources management purposes. The qualified nonresident
23 landowner may also purchase, at the resident rate, a resident
24 antlerless deer only deer hunting license if such license
25 is made available for purchase in the county in which the
26 nonresident landowner's land is located. Any license purchased
27 under the bill shall be used on the landowner's land.

28 A license issued under the bill does not affect the
29 nonresident landowner's preference for purchasing a general
30 nonresident antlered or any sex deer hunting license and does
31 not count against the quota in Code section 483A.8(3)(c). A
32 nonresident landowner obtaining a deer hunting license under
33 the bill cannot obtain a deer hunting license under Code
34 section 483A.8(5).

35 A violation of the bill is punishable by a scheduled fine of

H.F. _____

1 \$35.